



Linda S. Adams  
Secretary for  
Environmental Protection

# California Regional Water Quality Control Board San Diego Region

Over 50 Years Serving San Diego, Orange, and Riverside Counties  
Recipient of the 2004 Environmental Award for Outstanding Achievement from USEPA

9174 Sky Park Court, Suite 100, San Diego, California 92123-4353  
(858) 467-2952 • Fax (858) 571-6972  
<http://www.waterboards.ca.gov/sandiego>



Arnold Schwarzenegger  
Governor

June 6, 2006

**CERTIFIED MAIL**

7006 0810 0000 6389 0305

Mr. Jim Minshew  
Minshew Brothers Steel Construction, Inc.  
P.O. Box 1000  
Lakeside, California 92040

In reply refer to:  
**CA:10-0016517.02:Rstewart**

Dear Mr. Minshew:

**SUBJECT: ADMINISTRATIVE CIVIL LIABILITY COMPLAINT NO. R9-2006-0078  
AGAINST MINSHEW BROTHERS STEEL CONSTRUCTION INC. FOR  
VIOLATION OF STATE BOARD ORDER NO. 99-07-DWQ**

Enclosed is a copy of Administrative Civil Liability Complaint No. R9-2006-0078 against Minshew Brothers Steel Construction, Inc. The Complaint, in the amount of \$6,000, is for failure to submit the Fiscal Year (FY) 2003-04 and 2004-05 annual storm water monitoring reports. The submittal of annual monitoring reports is required by Order No. 97-03-DWQ, National Pollutant Discharge Elimination System (NPDES) General Permit No. CAS000001, Waste Discharge Requirements for Discharges of Storm Water Associated in Industrial Activities Excluding Construction Activities (General Permit).

Minshew Brothers Steel Construction, Inc. may waive its right to a hearing before the Regional Board. Waiver of the hearing constitutes admission of the validity of the allegation of violations in the Complaint and acceptance of the assessment of civil liability in the amount of \$6,000 as set forth in the Complaint. Be aware that if Minshew Brothers Steel Construction, Inc. intends to waive its right to a hearing before the Regional Board, you or an authorized agent are required to:

Submit a cashier's check made payable to the State Water Resources Control Board for the full amount of civil liability of \$6,000 with the signed waiver form.

If Minshew Brothers Steel Construction, Inc. does not elect to waive its right to a public hearing, a public hearing on this matter will be scheduled before the Regional Board at its meeting on August 9, 2006 at the Regional Board Meeting Room, 9174 Sky Park Court, San Diego, California. An agenda, with procedures for the hearing will be mailed to you not less than 10 days before the hearing date. At the hearing the Regional Board will determine the validity of the allegations and, if the allegations are found to be

*California Environmental Protection Agency*

Mr. Jim Minshew  
Minshew Brothers Steel Construction, Inc.  
Complaint No. R9-2006-0078

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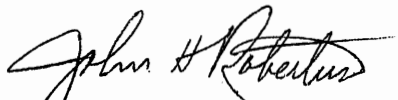
true, will consider whether to assess civil liability in the amount proposed by the Complaint, or in some other amount.

If Minshew Brothers Steel Construction, Inc. intends to present any written evidence at the hearing in response to Complaint No. R9-2006-0078, it must be received by 5:00 p.m. Friday, July 21, 2006, in order to be considered by the Regional Board at the public hearing. Please submit twenty (20) copies of any response, including evidentiary exhibits. Copies of material submitted will be forwarded to the Regional Board Members prior to the hearing.

The heading portion of this letter includes a Regional Board code number noted after "In reply refer to:" In order to assist us in the processing of your correspondence please include this code number in the heading or subject line portion of all correspondence and reports to the Regional Board pertaining to this matter.

If you have any questions regarding this matter please contact Rebecca Stewart at (858) 467-2966 or [Rstewart@waterboards.ca.gov](mailto:Rstewart@waterboards.ca.gov).

Respectfully,

  
JOHN H. ROBERTUS  
Executive Officer

JHR:mpm:mja:rls

Enclosures: (1) Complaint No. R9-2006-0078  
(2) Waiver of Public Hearing Form

cc: John Richards, Office of Chief Counsel, State Water Resources Control Board  
(via e-mail)

Greg Gearheart, Division of Water Quality, State Water Resources Control Board (via e-mail)

Chiara Clemente, RWQCB, Southern Watershed Protection Unit (via e-mail)

Kathi Moore, U.S. Environmental Protection Agency, Criminal Investigations Division, 75 Hawthorne Street, WTR-7, San Francisco, CA 94105-3901 (with enclosures)

Mr. Jim Minshew  
Minshew Brothers Steel Construction, Inc.  
Complaint No. R9-2006-0078

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Jim Minshew, Brothers Steel Construction Inc., P.O. Box 600124, San Diego, CA  
92160-0124 (with enclosures)

Jim Minshew, Minshew Brothers Steel Construction Inc. 12578 Vigilante Road,  
Lakeside, CA 92040 (with enclosures)

Patti Krebs, Executive Director, Industrial Environmental Association, 701 B  
Street, Suite 1040, San Diego, CA 92101 (with enclosures)